

JAN. 24. 2003 1:06PM

LADAS & PARRY 212 246 8959

NO. 6231

P. 1/5

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#12/Response

In re application of: Kari KIRJAVAINEN, et al.

Serial No.: 10/010,440

Group No.: 3752

Filed: November 8, 2001

Examiner: J. Hook

For: PIPE

Attorney Docket No.: U 011573-2

Assistant Commissioner for Patents  
Washington, D.C. 20231

FAX RECEIVED

JAN 24 2003

GROUP 3700

REQUEST TO WITHDRAW NOTICE OF NON-COMPLIANT AMENDMENT

The Notice of Non-Compliant Amendment (copy attached) received January 22, 2003, has an illegible mailing date and, therefore, should be withdrawn.

The Notice objects to the Abstract presented January 6, 2003, because no marked-up version was presented. However, no marked-up version of a substituted Abstract is required and nothing in the Notice indicates that it is. Therefore, the Notice should be withdrawn.

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8a)

I hereby certify that this correspondence is, on the date shown below, being:

**MAILING**

- ☐ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231

Date: January 24, 2003

**FACSIMILE**

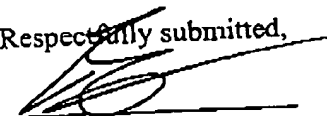
- ☒ transmitted by facsimile to the Patent and Trademark Office to (703) 872-9302

Signature

William R. Evans  
(type or print name of person certifying)

The Notice indicates that the application will become abandoned if the omission or correction noted above is not supplied. However, the voluntary substitution of an Abstract is not a requirement and, therefore, the Notice should be withdrawn.

Respectfully submitted,



William R. Evans  
c/o Ladas & Parry  
26 West 61<sup>st</sup> Street  
New York, New York  
Reg. No. 25858  
Tel. No. (212) 708-1930

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LADAS & PARRY 212 246 8959

NO. 6231 P. 3/5



UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/010,440	11/08/2001	Kari Kirjavainen	U 011573-2	8064

Ladas & Parry  
26 West 61st Street  
New York, NY 10023

7,590

01/14/2003

EXAMINER
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HOOK, JAMES F

ART UNIT	PAPER NUMBER
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3752

DATE MAILED: 01/14/2003

RECEIVED

JAN 22 2003

L.P.

Please find below and/or attached an Office communication concerning this application or proceeding.



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, DC 20231  
www.uspto.gov

Paper No.

# Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment filed on 1-6-03 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121, as amended on September 8, 2000 (see 65 Fed. Reg. 54603, Sept. 8, 2000, and 1238 O.G. 77, Sept. 19, 2000). In order for the amendment to be compliant, applicant must supply the following omissions or corrections in response to this notice.

THE FOLLOWING ITEMS ARE REQUIRED FOR COMPLIANCE WITH RULE 1.121 (APPLICANT NEED NOT RE-SUBMIT THE ENTIRE AMENDMENT):

- ☒ 1. A clean version of the replacement paragraph(s)/section(s) is required. See 37 CFR 1.121(b)(1)(ii).
- ☒ 2. A marked-up version of the replacement paragraph(s)/section(s) is required. See 37 CFR 1.121(b)(1)(iii).
- ☐ 3. A clean version of the amended claim(s) is required. See 37 CFR 1.121(c)(1)(i).
- ☐ 4. A marked-up version of the amended claim(s) is required. See 37 CFR 1.121(c)(1)(ii).

Explanation: Abstract.

(LIE: Please provide specific details for correction to assist the applicant. For example, "the clean version of claim 6 is missing.")

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714 and the USPTO website at <http://www.uspto.gov/web/offices/dcom/olia/pbg/sampleaf.pdf>. A condensed version of a sample amendment format is attached.

- ☐ **PRELIMINARY AMENDMENT:** Unless applicant supplies the omission or correction to the preliminary amendment in compliance with revised 37 CFR 1.121 noted above within ONE MONTH of the mail date of this letter, examination on the merits may commence without entry of the originally proposed preliminary amendment. This notice is not an action under 35 U.S.C. 132, and this ONE MONTH time limit is not extendable.
- ☒ **AMENDMENT AFTER NON-FINAL ACTION:** Since the above-mentioned reply appears to be *bona fide*, applicant is given a TIME PERIOD of ONE MONTH or THIRTY DAYS from the mailing of this notice, whichever is longer, within which to supply the omission or correction noted above in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Stella Little  
Legal Instruments Examiner (LIE)

(Rev. 12/01)

ATTACHMENT:

## SAMPLE AMENDMENT FORMAT

Conventional Heading Information  
(or Amendment Supplied Here (Applicant, Appl. No., etc))

## AMENDMENT

Sir

In response to the Office action of October 10, 2000, please amend the above-identified application as follows.

In the Specification:

Please replace the paragraph beginning at page 5, line 15, with the following rewritten paragraph.

-- In this construction the electric heating elements are positioned directly beneath the iron grid bars and melted fat is carried off in grooves formed in the upper surfaces of the bars. --

In the claims:

Please cancel claim 6.

Please amend claim 7 as follows:

7. (Amended) A grill as claimed in claim 1 wherein the power consumption of the heater element is 1250 watts and the weight of the grill member is about 3.5 kg.

(Page Break)

## REMARKS/ARGUMENTS

Claims 1-5 and 7-10 remain in this application. Claim 6 has been canceled. Claim 7 has been amended

Claims . . . . .

Applicant respectfully requests that a timely Notice of Allowance be issued in this case.

SIGNATURE \_\_\_\_\_

(Page Break)

VERSION WITH MARKINGS TO SHOW CHANGES MADEIn the specification:

Paragraph beginning at line 15 of page 5 has been amended as follows:

In this construction the electric heating elements are positioned directly beneath the iron grid bars, and melted fat is carried off in grooves formed in the upper surfaces of the bars.

In the claims:

Claim 6 has been canceled.

Claim 7 has been amended as follows:

7. (Amended) A grill as claimed in claim 1 wherein the power consumption of the heater element is 1250-1600 watts and the weight of the grill member is about 3.5 kg.